

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAKENNETH C. OWENS,
Petitioner,

v.

LOS ANGELES,
Respondent.

Case No. 16-cv-02519-HSG (PR)

ORDER OF TRANSFER


Kenneth C. Owens, a patient at Metropolitan State Hospital proceeding *pro se*, has filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, seeking to challenge a sentence imposed and/or a civil commitment imposed in the Los Angeles County Superior Court. Petitioner also appears to raise civil rights claims relating to false imprisonment and malicious prosecution.

Venue is proper in a habeas action in either the district of confinement or the district of conviction, *see id.* § 2241(d); however, petitions challenging a conviction preferably are heard in the district of conviction. *See* Habeas L.R. 2254-3(b); *Dannenberg v. Ingle*, 831 F. Supp. 767, 767 (N.D. Cal. 1993). Here the Central District of California is the district of conviction. In addition, to the extent Owens is raising a civil rights claim, the acts complained of also occurred within the venue of the Central District of California, making that the proper venue. *See* 28 U.S.C. § 1391(b).

1 Accordingly, this case is TRANSFERRED to the Central District of California. *See* 28
2 U.S.C. § 1404(a). In light of this transfer, the pending motion (dkt. 2) to proceed in forma
3 pauperis is deferred to the Central District. The Clerk shall transfer this action forthwith.

4 **IT IS SO ORDERED.**

5 Dated: May 16, 2016

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8 HAYWOOD S. GILLIAM, JR.
9 United States District Judge
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United States District Court
Northern District of California